

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD**

(SPECIAL ORIGINAL JURISDICTION)

FRIDAY THE THIRTEENTH DAY OF AUGUST

TWO THOUSAND AND FOUR

PRESENT :

THE HON'BLE MS. JUSTICE **G. ROHINI**

WRIT PETITION No. 14412 of 2004

Between:

1. Maddali Tirumalacharyulu
2. Maddali Srinivasa Charyulu

...Petitioners

and

1. The Commissioner of Endowments, Govt.of A.P. at Hyderabad
2. Sri Pattabhi Ramaswamy Temple, Kolanukonda Village, Tadepalli Mandal, Guntur District, rep. by its Single Trustee,
3. Single Trustee, Sri Pattabhi Ramaswamy Temple, Kolanukonda Village, Tadepalli Mandal, Guntur District

...Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein, the High Court will be pleased to issue a writ, order or direction more specially one in the nature of writ of mandamus by declaring the public auction notification dated 27-7-2004 issued by the 3rd respondent to conduct the public auction in respect of the lands in Survey Nos. 69/3, 701/, 70/3, 70/4, 70/6, 70/8 to an extent of Ac. 8.32 cents situated at Kolanukonda, Tadepalli Mandal, Guntur District, and also the letter No.Nil, dated 4-8-2004 to the extent of directing the 1st petitioner to hand over the above said lands as illegal, arbitrary, void abinitio besides contrary to the provisions of the Endowments Act and Articles 14 and 21 of the Constitution of India and quash the same.

The petition coming on for orders as to admission, upon perusing the petition and the affidavit filed therein and upon hearing the arguments of M/s. J.Ashvini Kumar Advocate for the petitioner and Smt. N. Indrani, advocate for the respondents No. 2 and 3 and seeks time for getting instructions and G.P. for Endowments on behalf of the respondent No.1.

The Court made the following

ORDER:

“Smt. N. Indrani takes notice for respondents 2 and 3 and seeks time for getting instructions.

Post after two weeks.

In the meanwhile, there shall be interim stay of the auction scheduled to be held on 14-8-2004 in respect of the lands in question. The respondents are also directed not to dispossess the petitioner till then.”

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Commissioner of Endowments, Govt.of A.P. at Hyderabad
2. Sri Pattabhi Ramaswamy Temple, Kolanukonda Village, Tadepalli Mandal, Guntur District, rep. by its Single Trustee,

3. Single Trustee, Sri Pattabhi Ramaswamy Temple, Kolanukonda Village,
Tadepalli Mandal, Guntur District
 4. Two CCs to the G.p.for Endowments, High Court of A.P. Hyderabad(OUT)
 5. One Spare Copy
- YVN

HIGH COURT

YVN
DRAFTED ON; 17-8-2004

RGJ

DATED: 13-8-2004

POST AFTER TWO WEEKS

ORDER
W.P.NO. 14412 OF 2004

Interim stay